

GJBK010007982026



Received on : 03.03.2026
Registered on : 03.03.2026
Decided on : **10.03.2026**
Duration : 07 -- --
D M Y

**IN THE COURT OF SESSIONS JUDGE, BANASKANTHA
AT PALANPUR**

Exh. _____

Criminal Misc.(Temporary Bail) Application No.243/2026

- Applicants:
- 1. Govabhai @ Govindbhai Gulabhai Parmar**
Age: 32 Years, Occu.: Service,
 - 2. Rajubhai Gulabhai Parmar**
Age: 22 Years, Occu.: Agriculture,
Both R/o Jambera, Tal. Danta,
District: Banaskantha,
At present in Sub-jail, Palanpur.

VERSUS

Opponent: **The State**

Appearance:

Mr. S. R. Chaudhary, L.A. for the Applicants.
Mr. R. P. Vaishnav, Learned P.P. for the Opponent-State.

**APPLICATION FOR TEMPORARY BAIL UNDER
SECTION 483(1)(A) OF THE BHARTIYA NAGARIK
SURAKSHA SANHITA**

JUDGMENT

- (1) Present application is filed under Section 483(1)(A) of the Bhartiya Nagarik Suraksha Sanhita by the applicants for getting temporary bail for 15 days in

connection with the FIR being C.R. No. 11195002250450/2025 registered with Ambaji Police Station for the offence punishable under Section 108, 296(B), 115(2) & 54 of B.N.S.

- (2) Notice was issued. Upon notice, Learned Public Prosecutor Mr. R. P. Vaishnav appeared for the State. Investigating Officer has filed his affidavit at Exh.6 and opposed the present application.
- (3) Learned Advocate Mr. S. R. Chaudhary, appearing for the applicants has submitted that present applicants and father of the applicants had been arrested and produced before the learned Additional Chief Judicial Magistrate, Danta on 13.10.2025 in respect of the offence registered against them with Ambaji Police Station vide C.R. No. 11195002250450/2025 for the offence under Section 108, 296(B), 115(2) & 54 of B.N.S. and at that time they had been sent to judicial custody. It is also submitted that after completion of investigation charge-sheet came to be filed in respect of the said offence which was culminated as Criminal Case No. 1299/2025 and said offence being Sessions triable case was committed which was numbered as Sessions Case No.9/2026. It is also submitted that father of the applicants namely Gulabhai Devabhai Parmar died on 23.02.2026 in Sub-jail, Palanpur. It is also submitted that earlier Criminal Misc. Application Nos. 909/2025 and 1214/2025 had been filed by the accused but said applications had been rejected. It is also submitted that

applicant No.1 and his father had filed Criminal Misc. Application No.392/2026 before the Hon'ble High Court of Gujarat, Ahmedabad but subsequently, it was withdrawn. It is also submitted that applicant No.2 had also filed Criminal Misc. Application No.8894/2026 before the Hon'ble High Court of Gujarat which is at present pending at the stage of hearing. Hence, to perform after death ceremony/religious rites of their father, presence of the applicants are required hence, it is requested to enlarge the applicants on temporary bail for 15 days.

- (4) On the other hand, learned P.P. Mr. R. P. Vaishnav vehemently opposed the present application on the ground that the applicants are involved in a grievous offence punishable u/s 108 of B.N.S., and if they are enlarged on temporary bail, they may intimidate witnesses of the present case. Hence, it is requested to reject the bail application.
- (5) During the course of hearing, learned advocate appearing for the applicants withdrew the application qua applicant No.2 and made endorsement on this application to that effect. Hence, in view of the endorsement made by the learned advocate for the applicants, present application stands disposed of as withdrawn qua applicant No.2.
- (6) So far as the application qua applicant No.1 is concerned, having heard learned advocates for both the sides and looking to the contents of the present

application, it appears that father of the applicants namely Gulabhai Devabhai Parmar died on 23.02.2026 and present applicants are in Sub-jail, Palanpur hence, to perform after death ceremony/religious rites of his father, presence of the applicant No.1 is required. Hence, looking to the facts and circumstances, partial relief is required to be granted. In the event, I pass the following order:

ORDER

1. The application is partly allowed.
2. The applicant No.1 **Govabhai @ Govindbhai Gulabhai Parmar** (at present in Judicial Custody), is ordered to be released on **temporary bail for a period of seven days**, in connection with offence registered with Ambaji Police Station C.R. No. 11195002250450/2025 for the offence punishable under Section 108, 296(B), 115(2) & 54 of B.N.S., from the date of his actual release, on executing personal bond of **Rs.25,000/- (Rupees Twenty Five Thousand) with a surety of the like amount** before the Jail Authority on following terms and conditions.
 - [a] **The applicant No.1 shall deposit Rs.50,000/- (Rupees Fifty Thousand) in cash before this Court as a surety.**
 - [b] The applicant No.1 shall furnish his residential address to this Court as well as the concerned police station (Ambaji Police Station).

- [c] The applicant No.1 shall mark his presence before the Ambaji police station, everyday at 11:00 a.m. during his temporary release period.
- [d] The applicant No.1 to surrender before Jail Authority on completion of temporary bail, without fail.
- [e] The applicant No.1 not to be involved in any anti-social activities or offence.

Yadi be sent to Jail Authority and concerned police station.

Pronounced in the open Court today, this 10th day of **March, 2026.**

PALANPUR.

Date: 10/03/2026

VISHAL

(Shubhada Krishnakant Baxi)
Sessions Judge,
B.K. DISTRICT, PALANPUR.
(Code : GJ00377)